



PUBLIC NOTICE

Federal Communications Commission
445 12th Street S.W.
Washington, D.C. 20554

News media information 202 / 418-5000
Fax-On-Demand 202 / 418-2830
Internet: <http://www.fcc.gov>
<http://fcc.gov>

DA 03-466

Before the
Federal Communications Commission
Washington, D.C. **20554**

PUBLIC NOTICE

Released: February **24, 2003**

FEE DECISIONS OF THE MANAGING DIRECTOR AVAILABLE TO THE PUBLIC

The Managing Director is responsible for fee decisions in response to requests for waiver or deferral of **fees** as well as other pleadings associated with the fee collection process. A public notice of these fee decisions is published in the FCC record.

The decisions are placed in General Docket 86-285 and are available for public inspection. A copy of the decision is also placed in the appropriate docket, if one exists.

The following Managing Director fee decisions are released for public information:

Cedar Vision, Inc. Request for waiver of late fees or penalties associated with the fiscal year 2001 regulatory fees Denied (January 8, 2003)

Champlin Broadcasting, Inc. -Request for a waiver of the regulatory fee for FY 2002 due for FM station KMMZ Enid, OK Dismissed (January 8, 2003) [See Implementation of Section 9 of the Communications Act, 9 FCC Rcd **5333, 5146** (1994), recon. granted, 10 FCC Rcd 12759 (1995)]

CommuniGroup of Louisiana, Inc. - Request for a waiver of regulatory fees for FY 2000 Denied (January 8, 2003)

E-Sat, Inc. - Request for a waiver of the regulatory fee for FY 2002 **Granted** (January 6, 2003) [See Implementation of Section 9 of the Communications Act, 9 FCC Rcd **5333, 5346** (1994), recon. granted, 10 FCC Rcd 12759 (1995)]

Glendive Broadcasting Corporation, Miles City Forsyth Broadcasting Corporation for KIKC-AM and FM, Magic Air Communications Company for KDZN FM, and KYUS Broadcasting Corporation for KYUS TV Request for waiver of late fees or penalties associated with the fiscal year 2000 regulatory fees Denied (January 15, 2003)

IXC Communications Services, Inc., its successor, Broadwing Communications Services, Inc., and Progress International, L.L.C. - Request for a fee determination and refund **Granted** (December 19, 2002) [See 47 CFR § 63.23(e), also 47 CFR § 63.15 and *Public Notice*, FY 1998 International And Satellite Services Regulatory Fees, August 3, 1998, 1998 **WL 4363521**

KWTY-FM -Request for a waiver of the regulatory fee for FY 2002 **Granted** (January 8, 2003) [See Implementation of Section 9 of the Communications Act, 9 FCC Rcd **5333, 5146** (1994), recon. granted, 10 FCC Rcd 12759 (1995)]

Lightyear Communications, Inc. - Request for a waiver of the regulatory fee for FY 2002 **Granted** (January 15, 2003) [See Implementation of Section 9 of the Communications Act, 10 FCC Rcd 12759, 12761-62 (1995)]

L/Q Licensee, Inc. - Request for a waiver and deferral of the regulatory fee for FY 2002 **Granted** (January 15, 2003) [See Implementation of Section 9 of the Communications Act, 10 FCC Rcd 12759, 12761-62 (1995)]

Mike Lewis - Request for a waiver of the regulatory fee for FY 2002 **Dismissed** (January 15, 2003) [See Implementation of Section 9 of the Communications Act, Memorandum Opinion and Order, 10 FCC Rcd 10,891, ¶ 16 (1995)]

Music Express Broadcasting Corporation - Request for a waiver of the regulatory fee for FY 2002 due from WATJ, Chardon, OH Granted (January 15, 2003) [See Implementation of Section 9 of the Communications Act, 9 FCC Rcd 5333, 5346 (1994), recon. granted, 10 FCC Rcd 12759 (1995)]

Orbcomm, LLC and Orbcomm License Corp. - Request for waiver and deferral of the regulatory fee for FY 2002 Dismissed (January 15, 2003) [See Implementation of Section 9 of the Communications Act, 9 FCC Rcd 5333, 5346 (1994), recon. granted, 10 FCC Rcd 12759 (1995)]

PNI Spectrum, LLC - Request for a waiver of the regulatory fee for FY 2002 Granted (January 6, 2003) [See Implementation of Section 9 of the Communications Act, 10 FCC Rcd 12759, 12761-62 (1995)]

Reading Broadcasting, Inc. - Request for a waiver of the regulatory fee for FY 2002 due for FM station KMMZ Enid, OK Granted (January 6, 2003) [See Implementation of Section 9 of the Communications Act, 9 FCC Rcd 5333, 5346 (1994), recon. granted, 10 FCC Rcd 12759 (1995)]

Seven Locks Broadcasting Co. - Request for a waiver of the penalty for late payment of the regulatory fee for FY 2000 Denied (January 6, 2003) [See Implementation of Section 9 of the Communications Act, 9 FCC Rcd 5333, 5346 (1994), recon. granted, 10 FCC Rcd 12759 (1995)]

Stereo 97, Inc. - Request for a waiver of the regulatory fee due for KAVV Benson, AZ Granted (January 8, 2003) [See Implementation of Section 9 of the Communications Act, 9 FCC Rcd 5333, 5346 (1994), recon. granted, 10 FCC Rcd 12759 (1995)]

U. S. Airways Group, Inc. - Request for waiver of application fees of various wireless licenses Granted (January 8, 2003) [See Establishment of a Fee Collection Program to Implement the Provisions of the Consolidated Omnibus Budget Reconciliation Act of 1985, 2 FCC Rcd 3558, 3572-73 (1990)]

Van D Goodall, Jr. - Request for a waiver of the regulatory fee for FY 2002 due for KRZI-AM, KLRK-FM & KRZX-AM Granted (January 6, 2003) [See Implementation of Section 9 of the Communications Act, 10 FCC Rcd 12759 (1995)]

Wade Communications, Inc. - Request for a waiver of the penalty for late payment of the regulatory fee for FY 2000 Denied (January 8, 2003)

Webster Cable & Communications, Inc. - Request for a waiver of the regulatory fee for FY 2002 Denied (January 8, 2003) [See Implementation of Section 9 of the Communications Act, 9 FCC Rcd 5333, 5346 (1994), recon. granted, 10 FCC Rcd 12759 (1995)]

William Hughes - Request for a waiver of the regulatory fee for FY 2002 Dismissed (January 15, 2003) [See Implementation of Section 9 of the Communications Act, Memorandum Opinion and Order, 10 FCC Rcd 10,891, ¶ 16 (1995)]

WHNY Radio - Request for a waiver of the regulatory fee for FY 2002 Dismissed (January 8, 2003) [See Implementation of Section 9 of the Communications Act, 9 FCC Rcd 5333, 5346 (1994), recon. granted, 10 FCC Rcd 12759 (1995)]

William J Warwick - Request for waiver of the duplicate license fee Granted (January 10, 2003) [See 47 CFR § 1.1102 (3) (c) and 47 CFR § 1.1117 (a)]

WorldCom, Inc. - Request for a waiver and deferral of payment of application filing fees related to multiple applications for transfer of control of licenses by WorldCom, Inc., and its operating subsidiaries to debtor-in-possession successor entities Granted (December 19, 2002) [See Mobilemedia Corporation, et al., Memorandum Opinion and Order, 14 FCC Rcd. 8017, 8027, ¶ 40 (1999)]

WorldCom, Inc. Debtor-In-Possession - Request for a waiver and deferral of payment of application filing fees related to three new applications for authorization of aircraft licenses by WorldCom, Inc. Debtor-In-Possession Granted (January 6, 2003) [See Mobilemedia Corporation, et al., Memorandum Opinion and Order, 14 FCC Rcd. 8017, 8027, ¶ 40 (1999)]

NOTE: ANY QUESTIONS REGARDING THIS REPORT SHOULD BE DIRECTED TO THE REVENUE AND RECEIVABLES OPERATIONS GROUP AT (202) 418-1995.

FEDERAL COMMUNICATIONS COMMISSION

Washington, D. C. 20551

JAN 08 2003

OFFICE OF
MANAGING DIRECTOR

William D. Dendinger
Manager
Cedar Vision, Inc.
Post Office Box 157
104 W Centre Street
Hartington, NE 68739

Re: Cedar Vision **FY** 2001 Regulatory Fee
Fee Control No. 00000RROG-03-009
Bill No. 2002-9-9398

Dear **Mr.** Dendinger:

This is in response to your request filed on behalf of Cedar Vision, Inc. for waiver of late fees or penalties associated with the fiscal year (**FY**) 2001 regulatory fees. Our records reflect that your \$373.00 regulatory fee was received by the Commission on **January 22, 2002**, but that we have not yet received your late payment penalty of \$93.25. You assert in your request that you have a new employee who overlooked the filing date.

The Communications Act of 1934, as amended, requires the Commission to assess a late payment penalty of 25 percent on any regulatory fee not paid in a timely manner. It is the obligation of the licensees responsible for regulatory fee payments to ensure that the Commission receives the fee payment no later than the final date on which regulatory fees are due for the year. We find that Cedar Vision did not meet its obligation to file its regulatory fee to be received by the Commission on September 26, 2001, the final date of the regulatory fee filing window for FY 2001. We therefore deny your request for rescission of the penalty for late payment of the fiscal year 2001 regulatory fee.

A late payment fee in the amount of \$93.25 for FY 2001 is now due. The fee must be filed, together with a copy of Bill No. 2002-9-9398, within 30 days from the date of this letter. If you have any questions concerning this matter please contact the Revenue and Receivables Operations Group at (202) 418-1995.

Sincerely,


Mark A. Reger

Chief Financial Officer

Enclosure:
Copy of Bill No. 2002-9-9398

**Federal Communications Commission
Bill Collection**

FOR INQUIRIES CALL
1-202-41E-199:

Bill Number	Bill Date	Please write your bill number on your remittance.
2002-9-9398	9/18/2002	

CEDAR VISION INC
104 W CENTRE ST
HARTINGTON, NE 68739

Payable to:
Federal Communications Commission

Send a copy of this bill to:
**Federal Communications Commission
Revenue & Receivables Operation
P.O. BOX358835
PITTSBURGH, PA 15251 - 5835**

Total Amount Due		Due Date
\$93.25	Total Amount Due Must Be Received By	10/18/2002

0199	1	\$93.25	\$93.25
Total Due			\$93.25

Credit card ☐ (Complete Below)

☐ MASTERCARD
☐ VISA

Account No

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Expiration:

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Month	Year				

I hereby authorize the FCC to charge my MASTERCARD or VISA for the service(s) / authorization(s) herein described.

AUTHORIZED SIGNATURE

DATE

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PO Box 157 • 104 W. Centre St. • Hartington, NE 68739-0157
402-254-3933 or 800-636-1010

Sept. 26, 2002

Federal Communications Commission
Att: Tom Putnam
Revenue & Receivables Group
445 12th St. S.W.
Washington, DC 205554

RE: Bill # 2002-9-9398

Dear Mr. Putnam:

I am writing this letter as a follow up to a telephone conversation I had with your dept. today. I am writing in reference to a letter and billing I received from your dept. dated Sept. 18, 2002.

I want to apologize for the late payment of our regulatory fees for the year 2001. They were overlooked because the employee that ran that dept. for us for fifteen years left and our new replacement while still trying to learn and catch up on everything overlooked the filing date. I am asking if the penalty could be waived this time. If you check our past record you will see that it has been paid in the past on time and this years as well.

Your consideration with this matter would be greatly appreciated and we will be waiting our reply.

The original of this fax copy is being sent by US Mail today.

Sincerely,
CedarVision, inc.

A handwritten signature in cursive script that reads "Wm. D. Dendinger".

Wm. D. Dendinger, Mgr.

RECEIVED OCT 9 2002